



# New Roads and Street Works Act 1991

## 1991 CHAPTER 22

### PART III

#### STREET WORKS IN ENGLAND AND WALES

##### *Provisions with respect to particular authorities and undertakings*

#### **93 Works affecting level crossings or tramways.**

- (1) This section applies to street works at a crossing of a railway on the level or which affect a tramway.

In this section “the relevant transport authority” means the authority having the management of the railway or tramway undertaking concerned.

- (2) An undertaker proposing to begin to execute works to which this section applies shall give the prescribed notice to the relevant transport authority notwithstanding that such notice is not required under section 55 (notice of starting date).

The provisions of subsections (2) to [F1(9)] of that section (contents of notice, when works may be begun, &c.) apply in relation to the notice required by this subsection as in relation to a notice under subsection (1) of that section.

- (3) An undertaker executing works to which this section applies shall comply with any reasonable requirements made by the relevant transport authority—
- (a) for securing the safety of persons employed in connection with the works, or
  - (b) for securing that interference with traffic on the railway or tramway caused by the execution of the works is reduced so far as is practicable;

and, except where submission of a plan and section is required, he shall defer beginning the works for such further period as the relevant transport authority may reasonably request as needed for formulating their requirements under this subsection or making their traffic arrangements.

- (4) Nothing in subsection (2) or (3) affects the right of an undertaker to execute emergency works.

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- (5) An undertaker executing emergency works shall give notice to the relevant transport authority as soon as reasonably practicable of his intention or, as the case may be, of his having begun to do so notwithstanding that such notice is not required by section 57 (notice of emergency works).

The provisions of subsections (3) and (4) of that section (contents of notice and penalty for failure to give notice) apply in relation to the notice required by this subsection as in relation to a notice under subsection (2) of that section.

#### Textual Amendments

- F1** Word in s. 93(2) substituted (29.6.2007 for E. for specified purposes, 26.11.2007 for W. for specified purposes, 1.4.2008 for E.W. in so far as not already in force) by [Traffic Management Act 2004 \(c. 18\), ss. 49\(3\), 99\(1\)](#); S.I. 2007/1890, art. 2, [Sch.](#) (with art. 5); S.I. 2007/3174, art. 2, [Sch.](#) (with art. 6)

#### Modifications etc. (not altering text)

- C1** Pt. 3 modified (9.6.2009) by [The Nottingham Express Transit System Order 2009 \(S.I. 2009/1300\)](#), arts. 1, [4\(1\)\(2\)](#) (with [Sch. 13 para. 14\(2\)](#), [Sch. 14 para. 19](#), [Sch. 16](#))
- C2** Pt. 3 applied (with modifications) (9.4.2013) by [The Hinkley Point C \(Nuclear Generating Station\) Order 2013 \(S.I. 2013/648\)](#), arts. 1, [9](#) (with arts. 48, 68, 79)
- C3** Pt. 3 modified (6.11.2013) by [The Transport for Greater Manchester \(Light Rapid Transit System\) \(Second City Crossing\) Order 2013 \(S.I. 2013/2587\)](#), arts. 1, [4\(1\)\(2\)](#) (with arts. 42, 43)
- C4** Pt. 3 modified (9.1.2014) by [The National Grid \(King's Lynn B Power Station Connection\) Order 2013 \(S.I. 2013/3200\)](#), arts. 1, [9\(1\)](#)
- C5** Pt. 3 applied (with modifications) (9.1.2014) by [The Ashton Vale to Temple Meads and Bristol City Centre Rapid Transit Order 2013 \(S.I. 2013/3244\)](#), arts. 1, [4\(9\)](#) (with arts. 57, 58, [Sch. 11 para. 19](#))
- C6** Pt. 3 modified (9.1.2014) by [The Ashton Vale to Temple Meads and Bristol City Centre Rapid Transit Order 2013 \(S.I. 2013/3244\)](#), arts. 1, [4\(1\)\(2\)](#) (with arts. 57, 58, [Sch. 11 para. 19](#))
- C7** Pt. 3 restricted (6.8.2014) by [The Rampion Offshore Wind Farm Order 2014 \(S.I. 2014/1873\)](#), art. 1, [Sch. 12 Pt. 2 para. 3](#) (with arts. 12, 13, [Sch. 12 Pt. 1 paras. 6\(3\), 19](#), [Pt. 2 paras. 3, 6, 13](#), [Pt. 3 para. 5](#), [Pt. 4 para. 4](#), [Pt. 5 para. 4](#))
- C8** Pt. 3 modified (24.9.2014) by [The Thames Water Utilities Limited \(Thames Tideway Tunnel\) Order 2014 \(S.I. 2014/2384\)](#), arts. 1, [10\(5\)](#), [11\(4\)](#)
- C9** Pt. 3 applied (with modifications) (2.8.2016) by [The Midland Metro \(Wolverhampton City Centre Extension\) Order 2016 \(S.I. 2016/684\)](#), arts. 1, [5\(1\)\(2\)](#) (with arts. 46, 47, [Sch. 8 para. 2\(7\)](#), [Sch. 9 para. 4](#), [Sch. 10 para. 12\(2\)](#))
- C10** Pt. 3 modified (23.9.2016) by [The M4 Motorway \(Junctions 3 to 12\) \(Smart Motorway\) Development Consent Order 2016 \(S.I. 2016/863\)](#), arts. 1, [9\(2\)](#)
- C11** Pt. 3 modified (24.11.2016) by [The Transport for Greater Manchester \(Light Rapid Transit System\) \(Trafford Park Extension\) Order 2016 \(S.I. 2016/1035\)](#), arts. 1, [4\(1\)\(2\)](#) (with arts. 43, 44)
- C12** Pt. 3 modified (29.3.2017) by [The Glyn Rhonwy Pumped Storage Generating Station Order 2017 \(S.I. 2017/330\)](#), arts. 1, [12\(1\)](#) (with art. 31)
- C13** S. 93 modified (E.) (1.4.2008) by [The Traffic Management Permit Scheme \(England\) Regulations 2007 \(S.I. 2007/3372\)](#), regs. 1(1), [37\(7\)](#) (with reg. 35)
- C14** S. 93 modified (W.) (1.6.2009) by [The Traffic Management Permit Scheme \(Wales\) Regulations 2009 \(S.I. 2009/1267\)](#), regs. 1, [37\(7\)](#)
- C15** S. 93 modified (25.1.2010) by [The Traffic Management \(Kent County Council\) Permit Scheme Order 2009 \(S.I. 2009/3188\)](#), art. 1, [Sch. Appendix B](#)
- C16** S. 93 modified (12.6.2012) by [The Traffic Management \(The Council of the Borough of Kirklees\) Permit Scheme Order 2012 \(S.I. 2012/1286\)](#), arts. 1, 2, [Sch. Appendix D](#)
- C17** S. 93 modified (12.6.2012) by [The Traffic Management \(Barnsley Metropolitan Borough Council\) Permit Scheme Order 2012 \(S.I. 2012/1289\)](#), arts. 1, 2, [Sch. Appendix D](#)

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- C18** S. 93 modified (12.6.2012) by The Traffic Management (Rotherham Borough Council) Permit Scheme Order 2012 (S.I. 2012/1284), arts. 1, 2, Sch. Appendix D
- C19** S. 93 modified (12.6.2012) by The Traffic Management (Sheffield City Council) Permit Scheme Order 2012 (S.I. 2012/1294), arts. 1, 2, Sch. Appendix D
- C20** S. 93 modified (12.6.2012) by The Traffic Management (Doncaster Borough Council) Permit Scheme Order 2012 (S.I. 2012/1282), arts. 1, 2, Sch. Appendix D
- C21** S. 93 modified (12.6.2012) by The Traffic Management (Leeds City Council) Permit Scheme Order 2012 (S.I. 2012/1295), arts. 1, 2, Sch. Appendix D
- C22** S. 93 modified (5.11.2012) by The Traffic Management (Bedford Borough Council) Permit Scheme Order 2012 (S.I. 2012/2541), arts. 1, 2, Sch. Appendix C
- C23** S. 93 modified (5.11.2012) by The Traffic Management (Hertfordshire County Council) Permit Scheme Order 2012 (S.I. 2012/2549), arts. 1, 2, Sch. Appendix C
- C24** S. 93 modified (5.11.2012) by The Traffic Management (Southend-On-Sea Borough Council) Permit Scheme Order 2012 (S.I. 2012/2548), arts. 1, 2, Sch., **Appendix C**
- C25** S. 93 modified (5.11.2012) by The Traffic Management (Luton Borough Council) Permit Scheme Order 2012 (S.I. 2012/2547), arts. 1, 2, Sch. Appendix C
- C26** Ss. 54-106 applied (28.2.2013) by The Rookery South (Resource Recovery Facility) Order 2011 2013 (S.I. 2013/680), **art. 10(3)**
- C27** Ss. 54-106 applied (9.4.2013) by The Lancashire County Council (Torrisholme to the M6 Link (A683 Completion of Heysham to M6 Link Road)) Order 2013 (S.I. 2013/675), arts. 1, **9(2)**
- C28** S. 93 modified (29.4.2013) by The Traffic Management (Rochdale Metropolitan Borough Council) Permit Scheme Order 2013 (S.I. 2013/809), arts. 1, 2, Sch. Appendix C
- C29** S. 93 modified (29.4.2013) by The Traffic Management (Oldham Borough Council) Permit Scheme Order 2013 (S.I. 2013/808), arts. 1, 2, Sch. Appendix C
- C30** S. 93 modified (29.4.2013) by The Traffic Management (The Council of the City of Manchester) Permit Scheme Order 2013 (S.I. 2013/811), arts. 1, 2, Sch. Appendix C
- C31** S. 93 modified (29.4.2013) by The Traffic Management (Salford City Council) Permit Scheme Order 2013 (S.I. 2013/810), arts. 1, 2, Sch. Appendix C
- C32** S. 93 modified (29.4.2013) by The Traffic Management (The Metropolitan Borough Council of Stockport) Permit Scheme Order 2013 (S.I. 2013/805), arts. 1, 2, Sch. Appendix C
- C33** S. 93 modified (29.4.2013) by The Traffic Management (Tameside Metropolitan Borough Council) Permit Scheme Order 2013 (S.I. 2013/806), arts. 1, 2, Sch. Appendix C
- C34** S. 93 modified (29.4.2013) by The Traffic Management (The Borough Council of Bolton) Permit Scheme Order 2013 (S.I. 2013/813), arts. 1, 2, Sch. Appendix C
- C35** S. 93 modified (29.4.2013) by The Traffic Management (Bury Metropolitan Borough Council) Permit Scheme Order 2013 (S.I. 2013/814), arts. 1, 2, Sch. Appendix C
- C36** S. 93 modified (29.4.2013) by The Traffic Management (Wigan Borough Council) Permit Scheme Order 2013 (S.I. 2013/812), arts. 1, 2, Sch. Appendix C
- C37** Ss. 54-106 applied (15.6.2013) by The Galloper Wind Farm Order 2013 (S.I. 2013/1203), arts. 1, **13(3)** (with arts. 11, 12)
- C38** Ss. 54-106 applied (15.8.2013) by The North Blyth Biomass Power Station Order 2013 (S.I. 2013/1873), arts. 1, **9(3)** (with art. 30)
- C39** S. 93 modified (1.10.2013) by The Traffic Management (Derby City Council) Permit Scheme Order 2013 (S.I. 2013/1781), arts. 1, 2, **Sch. para. 2.4**
- C40** S. 93 modified (4.11.2013) by The Traffic Management (Buckinghamshire County Council) Permit Scheme Order 2013 (S.I. 2013/2398), art. 1, Sch. para. 1.5, Appendix A
- C41** S. 93 modified (11.11.2013) by The Traffic Management (Surrey County Council) Permit Scheme Order 2013 (S.I. 2013/2389), arts. 1, 2, **Sch. para. 2.12.2**
- C42** S. 93 modified (11.11.2013) by The Traffic Management (East Sussex County Council) Permit Scheme Order 2013 (S.I. 2013/2399), arts. 1, 2, **Sch. para. 2.12.2**
- C43** S. 93 modified (1.4.2014) by The Traffic Management (Shropshire Council) Permit Scheme Order 2014 (S.I. 2014/466), arts. 1, 2, Sch., **Appendix B**

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- C44 S. 93 modified (6.5.2014) by The Traffic Management (Norfolk County Council) Permit Scheme Order 2014 (S.I. 2014/941), arts. 1, 2, Sch., **Appendix C**
- C45 Ss. 54-106 applied (7.7.2014) by The East Anglia ONE Offshore Wind Farm Order 2014 (S.I. 2014/1599), arts. 1, **8(3)** (with arts. 37, 38, Sch. 9 para. 19)
- C46 Ss. 54-106 applied (6.8.2014) by The Rampion Offshore Wind Farm Order 2014 (S.I. 2014/1873), arts. 1, **15(3)** (with arts. 7(6), 12, 13, Sch. 12 Pt. 1 para. 19, Sch. 12 Pt. 2 para. 6, sch. 12 Pt. 3 para. 5, Sch. 12 Pt. 4 para. 4, Sch. 12 Pt. 5 para. 4)
- C47 Ss. 54-106 applied (24.9.2014) by The Thames Water Utilities Limited (Thames Tideway Tunnel) Order 2014 (S.I. 2014/2384), arts. 1, **10(4)**, 11(5) (with arts. 55, 56)
- C48 Ss. 54-106 applied (2.10.2014) by The North Killingholme (Generating Station) Order 2014 (S.I. 2014/2434), arts. 1, **9(3)** (with arts. 6, 9(4), 13, Sch. 8 Pt. 1 para. 6, Sch. 8 Pt. 3 paras. 4(3), 6, 17, Sch. 8 Pt. 5 para. 9)
- C49 Ss. 54-106 applied (29.10.2014) by The Able Marine Energy Park Development Consent Order 2014 (S.I. 2014/2935), **art. 15(3)** (with arts. 30(4), 53)
- C50 S. 93 modified (3.11.2014) by The Traffic Management (Cheshire East Borough Council) Permit Scheme Order 2014 (S.I. 2014/2460), art. 1, Sch. Appendix B
- C51 Ss. 54-106 applied (28.11.2014) by The Walney Extension Offshore Wind Farm Order 2014 (S.I. 2014/2950), arts. 1, **10(3)** (with arts. 38, 39)
- C52 Ss. 54-106 applied (7.1.2015) by The Willington C Gas Pipeline Order 2014 (S.I. 2014/3328), arts. 1, **10(3)**
- C53 S. 93 modified (19.1.2015) by The Traffic Management (Wokingham Borough Council) Permit Scheme Order 2014 (S.I. 2014/3105), arts. 1, 2, **Sch. para. 2.12.2**
- C54 S. 93 modified (2.2.2015) by The Traffic Management (Warrington Borough Council) Permit Scheme Order 2014 (S.I. 2014/3108), arts. 1, 2, **Sch. para. 1.8**
- C55 S. 93 modified (2.2.2015) by The Traffic Management (Sefton Metropolitan Borough Council) Permit Scheme Order 2014 (S.I. 2014/3107), arts. 1, 2, **Sch. para. 1.9**
- C56 S. 93 modified (2.2.2015) by The Traffic Management (Cheshire West and Chester Borough Council) Permit Scheme Order 2014 (S.I. 2014/3106), arts. 1, 2, **Sch. para. 1.8**
- C57 Ss. 54-106 applied (2.2.2015) by The Northumberland County Council (A1 – South East Northumberland Link Road (Morpeh Northern Bypass)) Development Consent Order 2015 (S.I. 2015/23), arts. 1, **9(2)**
- C58 S. 93 modified (9.2.2015) by The Traffic Management (North Tyneside Council) Permit Scheme Order 2014 (S.I. 2014/3109), arts. 1, 2, **Sch. para. 1.5, Appendix E**
- C59 Ss. 54-106 applied (26.2.2015) by The Cornwall Council (A30 Temple to Higher Carblake Improvement) Order 2015 (S.I. 2015/147), arts. 1, **9(3)**
- C60 S. 93 modified (1.3.2015) by The Traffic Management (West Berkshire Council) Permit Scheme Order 2014 (S.I. 2014/3110), arts. 1, 2, **Sch. para. 2.12.2**
- C61 S. 93 modified (2.3.2015) by The Traffic Management (Knowsley Metropolitan Borough Council) Permit Scheme Order 2015 (S.I. 2015/34), arts. 1, 2, **Sch. para. 1.8**
- C62 S. 93 modified (4.3.2015) by The Traffic Management (Slough Borough Council) Permit Scheme Order 2014 (S.I. 2014/3112), arts. 1, 2, **Sch. para. 2.12.2**
- C63 S. 93 modified (9.3.2015) by The Traffic Management (Lancashire County Council) Permit Scheme Order 2015 (S.I. 2015/38), arts. 1, 2, **Sch. para. 1.8**
- C64 Ss. 54-106 applied (11.3.2015) by The Dogger Bank Creyke Beck Offshore Wind Farm Order 2015 (S.I. 2015/318), arts. 1, **13(3)** (with arts. 8(5), 35, 40, 41, **Sch. 12 Pt. 1 paras. 4, 9(2), 10, Pt. 2 paras. 4(2)(3), 19, Pt. 4 paras. 3, 4, 16**)
- C65 S. 93 modified (16.3.2015) by The Traffic Management (Warwickshire County Council) Permit Scheme Order 2014 (S.I. 2014/3310), arts. 1, 2, **Sch. para. 17.2, Appendix B**
- C66 S. 93 modified (16.3.2015) by The Traffic Management (Nottingham City Council) Permit Scheme Order 2015 (S.I. 2015/39), arts. 1, 2, **Sch. 1 Appendix C**
- C67 S. 93 modified (16.3.2015) by The Traffic Management (Essex County Council) Permit Scheme Order 2015 (S.I. 2015/37), arts. 1, 2, **Sch., Appendix C**

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- C68** S. 93 modified (16.3.2015) by The Traffic Management (Coventry City Council) Permit Scheme Order 2014 (S.I. 2014/3311), arts. 1, 2, **Sch. para. 17.2, Appendix B**
- C69** S. 93 modified (30.3.2015) by The Traffic Management (Southampton City Council) Permit Scheme Order 2015 (S.I. 2015/105), art. 1, **Sch. para. 2.8.1**
- C70** S. 93 modified (30.3.2015) by The Traffic Management (Milton Keynes Council) Permit Scheme Order 2015 (S.I. 2015/91), art. 1, **Sch. para. 2.7.1**
- C71** S. 93 modified (30.3.2015) by The Traffic Management (Brighton and Hove City Council) Permit Scheme Order 2015 (S.I. 2015/90), art. 1, **Sch. para. 2.8.1**
- C72** S. 93 modified (31.3.2015) by The Traffic Management (City of Bradford Metropolitan District Council) Permit Scheme Order 2015 (S.I. 2015/330), arts. 1, 2, **Sch., Appendix D**
- C73** S. 93 modified (31.3.2015) by The Traffic Management (Derbyshire County Council) Permit Scheme Order 2015 (S.I. 2015/107), art. 1, **Sch. para. 3.5**
- C74** S. 93 modified (31.3.2015) by The Traffic Management (Borough Council of Calderdale) Permit Scheme Order 2015 (S.I. 2015/328), arts. 1, 2, **Sch., Appendix D**
- C75** S. 93 modified (31.3.2015) by The Traffic Management (Council of the City of Wakefield MDC) Permit Scheme Order 2015 (S.I. 2015/293), arts. 1, 2, **Sch., Appendix D**
- C76** Ss. 54-106 applied (1.4.2015) by The Knottingley Power Plant Order 2015 (S.I. 2015/680), arts. 1, **10(3)** (with art. 7(6), Sch. 8 para. 10)
- C77** Ss. 54-106 applied (23.6.2015) by The Norfolk County Council (Norwich Northern Distributor Road (A1067 to A47(T))) Order 2015 (S.I. 2015/1347), arts. 1, **9(2)**
- C78** Ss. 54-106 applied (30.6.2015) by The Swansea Bay Tidal Generating Station Order 2015 (S.I. 2015/1386), arts. 1, **9(3)** (with arts. 51, 53)
- C79** Ss. 54-106 applied (7.8.2015) by The Preesall Underground Gas Storage Facility Order 2015 (S.I. 2015/1561), arts. 1, **9(3)** (with art. 44)
- C80** Ss. 54-106 applied (14.8.2015) by The Progress Power (Gas Fired Power Station) Order 2015 (S.I. 2015/1570), arts. 1, **10(3)**
- C81** Ss. 54-106 applied (26.8.2015) by The Dogger Bank Teesside A and B Offshore Wind Farm Order 2015 (S.I. 2015/1592), arts. 1, **14(3)** (with arts. 35, 40, 41)
- C82** Ss. 54-106 applied (19.11.2015) by The Ferrybridge Multifuel 2 Power Station Order 2015 (S.I. 2015/1832), arts. 1(2), **9(3)**
- C83** Ss. 54-106 applied (30.12.2015) by The Port Talbot Steelworks Generating Station Order 2015 (S.I. 2015/1984), arts. 1, **9(3)** (with art. 26)
- C84** Ss. 54-106 applied (with modifications) (25.3.2016) by The Thorpe Marsh Gas Pipeline Order 2016 (S.I. 2016/297), arts. 1, **12(3)** (with art. 39)
- C85** Ss. 54-106 applied (2.8.2016) by The Meaford Gas Fired Generating Station Order 2016 (S.I. 2016/779), arts. 1, **11(3)**
- C86** Ss. 54-106 applied (10.8.2016) by The York Potash Harbour Facilities Order 2016 (S.I. 2016/772), arts. 1, **10(3)** (with arts. 35, 36)
- C87** Ss. 54-106 applied (19.8.2016) by The North Wales Wind Farms Connection Order 2016 (S.I. 2016/818), arts. 1, **10(5)** (with art. 35)
- C88** Ss. 54-106 applied (with modifications) (15.9.2016) by The River Humber Gas Pipeline Replacement Order 2016 (S.I. 2016/853), arts. 1, **11(3)** (with art. 43)
- C89** Ss. 54-106 applied (23.9.2016) by The M4 Motorway (Junctions 3 to 12) (Smart Motorway) Development Consent Order 2016 (S.I. 2016/863), arts. 1, **11(3)**
- C90** Ss. 54-106 applied (27.9.2016) by The Triton Knoll Electrical System Order 2016 (S.I. 2016/880), arts. 1(2), **8(3)** (with arts. 39, 40, Sch. 8 para. 19)
- C91** Ss. 54-106 applied (18.3.2017) by The North London Heat and Power Generating Station Order 2017 (S.I. 2017/215), arts. 1, **10(3)**
- C92** Ss. 54-106 applied (29.3.2017) by The Glyn Rhonwy Pumped Storage Generating Station Order 2017 (S.I. 2017/330), arts. 1, **10(3)** (with art. 31)
- C93** Ss. 54-106 applied (5.4.2017) by The Keuper Underground Gas Storage Facility Order 2017 (S.I. 2017/433), arts. 1, **10(4)**

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- C94** S. 93(3) modified (9.6.2009) by The Nottingham Express Transit System Order 2009 (S.I. 2009/1300), arts. 1, **4(9)** (with Sch. 13 para. 14(2), Sch. 14 para. 19, Sch. 16)
- C95** S. 93(3) modified (6.11.2013) by The Transport for Greater Manchester (Light Rapid Transit System) (Second City Crossing) Order 2013 (S.I. 2013/2587), arts. 1, **4(9)** (with arts. 42, 43)
- C96** S. 93(3) modified (9.1.2014) by The Ashton Vale to Temple Meads and Bristol City Centre Rapid Transit Order 2013 (S.I. 2013/3244), arts. 1, **4(10)** (with arts. 57, 58, Sch. 11 para. 19)
- C97** S. 93(3) modified (24.11.2016) by The Transport for Greater Manchester (Light Rapid Transit System) (Trafford Park Extension) Order 2016 (S.I. 2016/1035), arts. 1, **4(9)** (with arts. 43, 44)

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